

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
117TH LEGISLATURE

FIRST REGULAR SESSION

BILL SUMMARIES  
JOINT STANDING COMMITTEE  
ON  
NATURAL RESOURCES

AUGUST 1995

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*\*Denotes Chair*



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**ONE HUNDRED AND SEVENTEENTH LEGISLATURE  
FIRST REGULAR SESSION**

**SUMMARY OF LEGISLATION BEFORE  
THE JOINT STANDING COMMITTEES**

**AUGUST 1995**

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees of the Maine Legislature. The volume is organized alphabetically by committee; within each committee, the summaries are arranged by LD number. A subject index is provided at the beginning of each committee's summaries. The publication, History and Final Disposition of Legislative Documents, is helpful in determining to which committee any particular bill was referred.

In this document, the committee report or reports, the prime sponsor for each bill and the lead co-sponsor in each house if one has been designated are listed below each bill title. All adopted amendments are listed, by paper number, together with the sponsor for floor amendments. Final action on each bill is listed to the right of the title. Various categories of final action are abbreviated as follows:

<b>CARRIED OVER</b>	<i>Bill carried over to Second Session</i>
<b>CON RES XXX</b>	<i>Chapter # of Constitutional Resolution passed by both Houses</i>
<b>CONF CMTE UNABLE TO AGREE</b>	<i>Committee of Conference unable to agree; bill died</i>
<b>DIED BETWEEN BODIES</b>	<i>House &amp; Senate disagree; bill died</i>
<b>DIED ON ADJOURNMENT</b>	<i>Action incomplete when session ended; bill died</i>
<b>EMERGENCY</b>	<i>Enacted law takes effect sooner than 90 days</i>
<b>FAILED EMERGENCY ENACTMENT</b>	<i>Emergency bill failed to get 2/3 vote</i>
<b>FAILED ENACTMENT</b>	<i>Bill failed to get majority vote</i>
<b>FAILED MANDATE ENACTMENT</b>	<i>Bill imposing local mandate failed to get 2/3 vote</i>
<b>INDEF PP</b>	<i>Bill Indefinitely Postponed</i>
<b>ONTP</b>	<i>Ought Not to Pass report accepted</i>
<b>P&amp;S XXX</b>	<i>Chapter # of enacted Private &amp; Special Law</i>
<b>PUBLIC XXX</b>	<i>Chapter # of enacted Public Law</i>
<b>RESOLVE XXX</b>	<i>Chapter # of enacted Resolve</i>
<b>UNSIGNED</b>	<i>Not signed by Governor within 10 days</i>
<b>VETO SUSTAINED</b>	<i>Legislature failed to override Governor's Veto</i>

These summaries were prepared by the analyst or analysts assigned to the committee. If more detailed information is needed on a bill, contact the committee analyst.

5581LHS

**LD 160 An Act to Protect the Integrity of Seawalls and Retaining Walls**

PUBLIC 230

**SPONSOR(S)**  
CARPENTER

**COMMITTEE REPORT**  
OTP-AM

**AMENDMENTS ADOPTED**  
H-97 MARSHALL  
S-36

**SUMMARY**

This bill proposed to exclude riprap installed in front of a seawall from the definition of permanent structure. The bill also would have exempted a person from having to apply for a permit in order to install the riprap.

COMMITTEE AMENDMENT "A" (S-36) replaces the bill. It allows coastal property owners whose seawalls and retaining walls are in danger of collapse or breach to take emergency measures to protect their property, without obtaining a permit under the natural resources protection laws. The authorized actions include placement of riprap, widening of footings and strengthening of walls. Riprap or other materials may remain in place until the Department of Environmental Protection and the local code enforcement officer certify that a project has begun that will protect the threatened property and that project requires the removal of the riprap or other material.

HOUSE AMENDMENT "A" TO COMMITTEE AMENDMENT "A" (H-97) removes the emergency preamble and the emergency clause.

**LD 177**

**An Act to Clarify the Financial Assurance Provisions Applicable to Solid Waste Disposal Facilities**

PUBLIC 44

**SPONSOR(S)**  
STEDMAN

**COMMITTEE REPORT**  
OTP-AM MAJ  
ONTP MIN

**AMENDMENTS ADOPTED**  
H-29

**SUMMARY**

This bill amends the financial assurance provisions of the solid waste management laws to provide that municipally owned or operated solid waste disposal facilities that do not accept municipal solid waste are exempt from the financial assurance requirements that were enacted in 1993. It also adds a definition of "municipal solid waste."

COMMITTEE AMENDMENT "A" (H-29) deletes the definition of "municipal solid waste" to avoid creating a conflict between Maine law and federal law regarding the definition of that term. It also restates the type of facility that is exempt from financial assurance requirements by stating that facilities that accept special waste, construction and demolition debris, land-clearing debris, or any combination of those types of wastes are exempt.

**LD 212 An Act to Change the Definition of Pollutant in the Environmental Laws**

ONTP

**SPONSOR(S)**  
MARSHALL

**COMMITTEE REPORT**  
ONTP

**AMENDMENTS ADOPTED**

**SUMMARY**

This bill would have eliminated rock, sand and dirt from the definition of pollutant in the environmental laws.